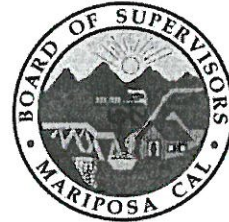




MARIPOSA COUNTY

Public Works · (209) 966-5356



RESOLUTION - ACTION REQUESTED 2014-395

MEETING: August 5, 2014

TO: The Board of Supervisors

FROM: Peter Rei, Public Works Director

RE: Approve the First Amendment for Professional Services Agreement for Mark Stephens Construction

RECOMMENDATION AND JUSTIFICATION:

Approve the First Amendment with Mark Stephens Construction to Extend the Contract to September 30, 2014, and Authorize the Public Works Director to Sign the Amendment.

The project was delayed due to sub-standard work on the overlay. The project has been completed by the contractor and is now accepted by the County. The extension is needed so that the Auditor's office can process the final payment as the original contract expired on June 30, 2014.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On September 10, 2013, Resolution #2013-389 was approved by the Board of Supervisors to enter into a contract with Mark Stephens Construction for Restoration of the Ben Hur Erosion Project in the not to exceed amount of \$218,193.46 and authorized the Public Works Director to sign the agreement.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Without the extension the Contractor will not be paid the balance due on the contract.

FINANCIAL IMPACT:

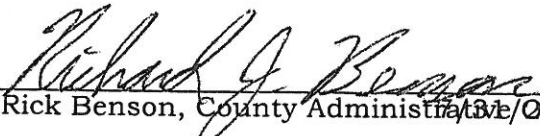
The amendment is for a contract extension only. The remaining portion of the contract will be incorporated into the Fiscal Year 2014-2015 budget during final budget adjustments.

ATTACHMENTS:

First Amendment Mark Stephens (PDF)
Contract 14-009 Mark Stephens (PDF)

CAO RECOMMENDATION

Requested Action Recommended


Rick Benson, County Administrator/Chief of Staff

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Merlin Jones, District II Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Stetson, Jones, Bibby, Cann, Carrier

FIRST AMENDMENT TO CONTRACT FOR SERVICES

THIS FIRST AMENDMENT TO CONTRACT FOR SERVICES is made and entered into this 25th day of June, 2014, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as "County" and Mark Stephens Engineering Contractor, hereinafter referred to as "Contractor".

WHEREAS, the County and Contractor have heretofore entered into a Contract dated September 10, 2013, wherein Contractor agreed to provide construction services for the Permanent Restoration of Ben Hur Road and;

WHEREAS, County and Contractor desire to amend said Contract to extend the Contract term to September 30, 2014.

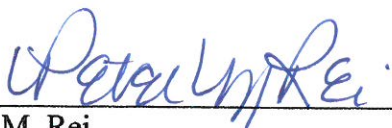
NOW THEREFORE, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:

1. Paragraph 1.01 "CONTRACT TERM" is hereby amended extending the Contract term to extend the term of the contact to September 30, 2014.

2. Except as herein amended, the Contract dated September 10, 2013, shall remain in full force and effect.

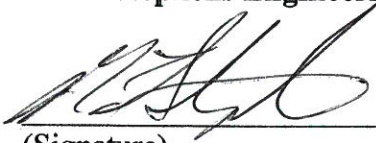
IN WITNESS WHEREOF, the parties have caused this Amendment to be executed on the date first above written.

COUNTY OF MARIPOSA:
Department of Public Works




Peter M. Rei
Public Works Director

CONTRACTOR:
Mark Stephens Engineering Contractor

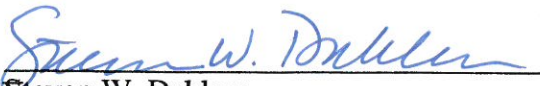


(Signature)

APPROVED AS TO FORM



Rene LaRoche
Board Clerk



Steven W. Dahlem
County Counsel